IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1597 OF 2006

Manoj Bansilal Kori. ...Applicant
V/s.
The State of Maharashtra. ...Respondents

Ms.Kirati Dabir for Applicant.
Shri Y.S. Shinde, APP for the State.

CORAM : V.M. KANADE, J.

DATED : MAY 4, 2006

P.C. :-

. Heard learned Counsel for the applicant and learned APP for the State.

2. The applicant was arrested on 6th February, 2005 for an offence punishable under Sections 307, 353, 375, 34 of the IPC.

3. It is alleged that the applicant was driving the vehicle. The said vehicle was used for the purpose of committing the offence and therefore, the police intercepted the said vehicle. The police opened fire. One of the accused was injured. The applicant, however, drove the car in a rash and negligent manner though he was aware that there were number of persons in front of his car. As a result, two constables and two

pedestrians received minor injuries. The pedestrians, however, followed the car and apprehended the present applicant. It is alleged that there are four other cases pending against the present applicant.

4. The chargesheet has been filed in the present case. It is alleged that the offence of attempt to commit dacoity was committed by the accused and provisions of Section 307 was also attracted since he deliberately dashed his vehicles on the pedestrians and two constables. The injury certificate indicates that injuries are simple injuries.

5. Since the chargesheet has been filed and the applicant has a fixed place of residence, in my view, the applicant need not be detained in jail during the pendency of the trial.

6. The applicant be released on bail in the sum of Rs.5000/- with one or two sureties in the like amount. The applicant shall report to the concerned police station twice in a month.

. The application is disposed of.

(V.M. Kanade, J.)